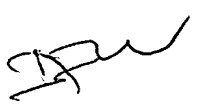


I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 23, 2005

Signature: 

(Raymond Garguilo, Jr.)


Docket No.: SPINE 3.0-437
CIP CIP CIP CIP CIP CON XIV
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/642,528

Confirmation No.: 3167

Filed: August 15, 2003

Art Unit: 3738

For: AXIALLY COMPRESSIBLE ARTIFICIAL
INTERVERTEBRAL DISC HAVING
LIMITED ROTATION USING A CAPTURED
BALL AND SOCKET JOINT WITH A
SOLID BALL AND COMPRESSION
LOCKING POST

Examiner: B. E.
Pellegrino

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

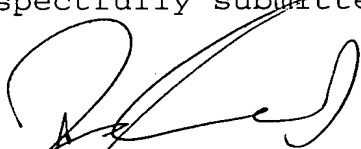
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Assignee, SpineCore, Inc., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

Dated: May 23, 2005

Respectfully submitted,


By _____
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